

REMARKS

Applicants thank the Office for the substantive review in this case. Currently, claims 1-21 are pending in the application.

Claims 1-21 have been rejected under the Doctrine of Obviousness Type Double Patenting in view of claims 1-21 of U.S. Patent No. 7,297,501. Applicants herewith submit a newly executed Terminal Disclaimer, which has been executed by an authorized attorney of record for the Applicants. Therefore, Applicants believe with the submission of the new Terminal Disclaimer, the double patenting rejection is rendered moot. Withdrawal of the rejection is respectfully requested.

CONCLUSION

In view of the aforementioned remarks and newly submitted Terminal Disclaimer, Applicants respectfully request reconsideration and withdrawal of the remaining rejection, and request allowance of all pending claims in the present application.

It is respectfully submitted that Applicants paid a Terminal Disclaimer fee on September 29, 2008 and since the Terminal Disclaimer was not accepted, Applicants do not believe an additional fee is due with the submission of the second Terminal Disclaimer. However, if the Patent Office believes a second Terminal Disclaimer Fee is required, the Commissioner is hereby authorized to charge the second Terminal Disclaimer Fee or any additional fees which may be required for this Response, or credit any overpayment, to Deposit Account No. 50-0436.

Should the Examiner have any questions or comments, or need any additional information, she is invited to contact the undersigned at her convenience.

Respectfully submitted,

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